UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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Civil Action No. 1:07-CV-0746 (LEK/RFT)

JEFFREY PROVENZANO, THOMAS BENJAMIN and MONICA AGOSTO, on behalf of themselves and all others similarly situated,

Plaintiffs,

-against-

THE THOMSON CORPORATION and WEST PUBLISHING d/b/a BARBRI,

Defendants.

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NOTICE OF VOLUNTARY WITHDRAWAL OF CLAIM SEEKING TREBLE DAMAGES PURSUANT TO NEW YORK GENERAL BUSINESS LAW SECTION 349(h)

TO CLERK OF THE COURT:

PLEASE TAKE NOTICE that the Plaintiffs named in the above-entitled action hereby voluntarily withdraw their claim for a judgment of actual damages exceeding three times the actual damages suffered by the Plaintiffs and the class pursuant to Sec. 349(h) of the New York General Business Law as same claim is set forth in the Plaintiffs' amended complaint dated June 26, 2007.

DATED: Haines Falls, New York
October 1, 2007

/s/ Robert L. Arleo

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